

LABEL, IN PART: "Carmela Brand Tomato Sauce * * * Distributed by Dixie Canning Co., Inc., Crystal Springs, Mississippi."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. (It contained decomposed tomato material.)

Misbranding, Section 403 (a), the label statement "Tomato Sauce" was false and misleading as applied to the product which was a slightly concentrated tomato juice containing added starch.

DISPOSITION: March 22 and April 19, 1949. Default decrees of condemnation and destruction.

MEAT AND POULTRY

14658. Adulteration of canned roast beef. U. S. v. 100 Cases * * *. (F. D. C. No. 25254. Sample No. 40637-K.)

LABEL FILED: On or about August 12, 1948, Western District of Washington.

ALLEGED SHIPMENT: On or about August 25, 1947, from Detroit, Mich.

PRODUCT: 100 cases, each containing 9 6-pound cans, of roast beef at Seattle, Wash.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 16, 1948. Default decree of condemnation and destruction.

14659. Alleged adulteration of frozen poultry. U. S. v. J. D. Jewell, Inc. Plea of not guilty. Trial by jury. Verdict of not guilty. (F. D. C. No. 22050. Sample No. 1553-H.)

INFORMATION FILED: April 30, 1947, Northern District of Georgia, against J. D. Jewell, Inc., Gainesville, Ga.

ALLEGED SHIPMENT: On or about October 6, 1946, from the State of Georgia into the State of Florida.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a decomposed substance by reason of the presence of decomposed chickens.

DISPOSITION: April 29, 1948. A plea of not guilty having been entered, the case was tried before a jury; a verdict of not guilty was returned.

NUTS AND NUT PRODUCTS

14660. Adulteration of mixed nuts and brazil nuts. U. S. v. 19 Bags * * * (and 1 other seizure action). (F. D. C. Nos. 24001, 24166. Sample Nos. 3212-K, 12236-K.)

LABELS FILED: December 3 and 8, 1947, District of Maryland and Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 7 and 23, 1947, by William A. Camp Co., Inc., from New York, N. Y.

PRODUCT: 5 50-pound bags and 40 pounds in bulk of mixed nuts at Baltimore, Md., and 19 100-pound bags of brazil nuts at Wilkes-Barre, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy,

rancid, and otherwise decomposed nuts, and was otherwise unfit for food by reason of the presence of empty shells; further, the mixed nuts consisted in part of a filthy substance by reason of the presence of insect-infested nuts.

DISPOSITION: January 27 and February 10, 1948. Default decrees of condemnation and destruction.

14661. Adulteration of brazil nuts. U. S. v. 18 Bags, etc. (and 2 other seizure actions). (F. D. C. Nos. 25920, 25930, 26094. Sample Nos. 6159-K, 47995-K, 47996-K, 48102-K.)

LIBELS FILED: November 10, 16, and 24, 1948, Eastern, Western, and Middle Districts of Pennsylvania.

ALLEGED SHIPMENT: On or about October 4 and 14 and November 5 and 15, 1948, by Graham Co., Inc., New York, N. Y.

PRODUCT: Brazil nuts. 18 50-pound bags and 23 cases, each case containing 24 1-pound bags, at Hazleton, Pa.; 49 cases, each containing 24 1-pound packages, at Pittsburgh, Pa.; and 140 cases, each containing 24 1-pound packages, at Philadelphia, Pa.

LABEL, IN PART: "Redbow Brazil Nuts."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy nuts in the Philadelphia and Pittsburgh lots and moldy and rancid nuts in the Hazleton lot; in addition, the Pittsburgh lot consisted in whole or in part of a filthy substance by reason of the presence of insect-infested nuts and was otherwise unfit for food by reason of the presence of empty shells.

DISPOSITION: On November 23, 1948, no claimant having appeared for the Pittsburgh lot, judgment of condemnation and destruction was entered. On November 30 and December 9, 1948, Graham Co., Inc., claimant for the remaining lots, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The unfit portion was segregated and destroyed. The salvage operations resulted in the salvage of 4,653 pounds of nuts and the destruction of 222 pounds.

14662. Adulteration of brazil nuts. U. S. v. 23 Bags * * * (and 1 other seizure action). (F. D. C. Nos. 25983, 25984. Sample Nos. 196-K, 1611-K.)

LIBELS FILED: November 2, 1948, Northern District of Georgia.

ALLEGED SHIPMENT: On or about September 25, 1948, by William A. Camp Co., Inc., from New York, N. Y.

PRODUCT: 166 100-pound bags of brazil nuts at Atlanta, Ga.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed nuts.

DISPOSITION: December 10, 1948. William A. Camp Co., Inc., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond, conditioned that the fit portion be segregated and that the unfit portion be destroyed under the supervision of the Food and Drug Administration. Of the 15,850 pounds which were seized, 13,900 pounds were released as fit.